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1	H.19
2	Introduced by Representative Grad of Moretown
3	Referred to Committee on
4	Date:
5	Subject: Criminal procedures; competency to stand trial
6	Statement of purpose of bill as introduced: This bill proposes to permit the
7	prosecution in a criminal proceeding to have its own psychiatrist examine the
8	defendant when a court-ordered examiner has found the defendant incompetent
9	to stand trial.
10	An act relating to competency to stand trial
11	It is hereby enacted by the General Assembly of the State of Vermont:
12	Sec. 1. Vermont Rule of Criminal Procedure 16.1 is amended to read:
13	RULE 16.1. DISCLOSURE TO THE PROSECUTION
14	(a) The Person of the Defendant.
15	(1) Notwithstanding the initiation of judicial proceedings, and subject to
16	constitutional limitations, upon motion and notice a judicial officer may
17	require the defendant to:
18	* * *

(H) provide specimens of his the defendant's handwriting; and

1	(I) submit to a reasonable physical or medical inspection of his the
2	defendant's body or, if notice is given by the defendant that sanity is in issue or
3	that expert testimony will be offered as provided in Rule 12.1, to a reasonable
4	mental examination by a psychiatrist or other expert; and
5	(J) submit to a reasonable mental examination by a psychiatrist or
6	other expert when a court ordered examiner pursuant to 13 V.S.A. § 4814(a)(2)
7	or (4) reports that a defendant is not competent to stand trial.
8	* * *
9	Sec. 2. EFFECTIVE DATE
10	This act shall take effect on July 1, 2021.